IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA AT HUNTINGTON

DUANE J. RUGGIER, II,

Plaintiff,

V.

CIVIL ACTION NO. 3:13-cv-26640 (Judge Chambers)

WAL-MART STORES EAST, LP, a limited partnership,

Defendant.

FINAL DISMISSAL ORDER

On this date came the parties hereto, by the undersigned counsel, and represented to the Court, by their signatures herein, that all claims and controversics asserted in the above-styled action, have been resolved, and that the parties hereto, therefore jointly move that the above-styled action be dismissed with prejudice and each party to bear their own expenses and costs.

WHEREFORE, for good cause shown, and there being no objection thereto, this Court does hereby ORDER that the above-styled Action shall be and hereby is DISMISSED WITH PREJUDICE as to all parties and all claims asserted.

The Court further ORDERS that the Clerk of the United States District Court for the Southern District of West Virginia shall provide a copy of this entered Order by filing and service through the Court's CM/ECF electronic filing system.

ENTER: this ______ day of November 2014.

ROBERT C. CHAMBERS, CHIEF JUDGE

Approved by:

/s/ Thomas H. Peyton
Thomas H. Peyton (W. Va. Bar No. 8841)
Peyton Law Firm PLLC 2801 First Avenue P.O. Box 216 Nitro, WV 25143 Counsel for Plaintiff

/s/Heather M. Noel

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